



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB2058

by Rep. Luis Arroyo

#### SYNOPSIS AS INTRODUCED:

410 ILCS 620/3.24 new

Amends the Illinois Food, Drug and Cosmetic Act. Prohibits the sale, offering for sale, or delivery of an energy drink containing stimulants, including, but not limited to, caffeine, taurine, or guarana to a person under 18 years of age. Provides that the Director of the Department of Public Health is authorized to file a complaint and seek a temporary restraining order or preliminary or permanent injunction restraining the sale, offering for sale, or delivery of an energy drink to a person under 18 years of age.

LRB097 10512 RPM 50827 b

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Food, Drug and Cosmetic Act is  
5 amended by adding Section 3.24 as follows:

6 (410 ILCS 620/3.24 new)

7 Sec. 3.24. Energy drinks. It is unlawful in this State for  
8 any person to sell, offer for sale, or deliver an energy drink  
9 containing stimulants, including, but not limited to,  
10 caffeine, taurine, or guarana to a person under 18 years of  
11 age. In addition to any other remedies provided by law, the  
12 Director is authorized to file a complaint and apply to the  
13 circuit court for, and such court may upon hearing and for  
14 cause shown grant, a temporary restraining order or preliminary  
15 or permanent injunction restraining any person from violating  
16 any provision of this Section.